

INTELLECTUAL PROPERTY LAW

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TO: Examiner Eric Winakur - Group Art Unit 3736
FIRM: Patent and Trademark Office
FACSIMILE
TELEPHONE NO. 703/308-0758
FROM: Stephen C. Jensen
CLIENT CODE: MASIMO.007C2
TOTAL NO. OF PAGES 15 (including cover sheet)
OPERATOR: Vicki Morrison
DATE: December 8, 1998 TIME:

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MESSAGE:

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December 8, 1998

VIA FACSIMILE

Examiner Eric Winakur
Patent and Trademark Office
Group 3736

Re: **SIGNAL PROCESSING APPARATUS**
Application No. 08/943,511
Filed: October 6, 1997
Our Reference: MASIMO.007C2

Dear Examiner Winakur:

Per our conversation today, I am enclosing a copy of the Preliminary Amendment submitted to the Patent Office via Express Mail on October 16, 1998 including a copy of the return postcard stamped by the Patent Office. In addition, enclosed are copies of a subsequent Preliminary Amendment filed via facsimile on November 20, 1998. Thank you for your assistance.

Very truly yours,


Stephen C. Jensen

Enclosure

SCJ-8080
120R98

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CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Attorney Docket No. : MASIMO.007C2
 Applicant(s) : Diab et al.
 For : SIGNAL PROCESSING
 APPARATUS
 Attorney : Stephen C. Jensen
 "Express Mail"
 Mailing Label No. : EM090591414US
 Date of Deposit : October 16, 1998

I hereby certify that the accompanying

Transmittal in Duplicate; Preliminary Amendment in 4 pages; and Return
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are being deposited with the United States Postal Service "Express Mail Post Office to
 Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the
 Assistant Commissioner for Patents, Washington, D.C. 20231.

Ralph Auble

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SCJ-7911:caa
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 ** ALSO ADMITTED TO LAW (U.S.)
 ** U.S. PATENT AGENT

Case Docket **MASIMO.007C2**
 Date: October 16, 1998
 Page 1

In re application of: Diab et al.

App. No. : 08/943,511

Filed : October 6, 1997

For : SIGNAL PROCESSING APPARATUS

Examiner : Unknown

Art Unit : 3736

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ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated as shown below:

CLAIMS AS FILED					ADDITIONAL FEE
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	
Total Claims	12	MINUS	20	= 0 x	\$22 = \$0
Independent Claims	3	MINUS	3	= 0 x	\$82 = \$0
If application has been amended to contain multiple dependent claim(s), then add					\$270 = \$0
Time Extension Fee					\$0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0

Enclosed are:

(X) Preliminary Amendment

(X) Return prepaid postcard.

(X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410. A duplicate copy of this sheet is enclosed.

Stephen C. Jensen
 Stephen C. Jensen
 Registration No. 36,556
 Attorney of Record